

GLYNN & FINLEY, LLP
 CLEMENT L. GLYNN, Bar No. 57117
 ADAM FRIEDENBERG, Bar No. 205778
 One Walnut Creek Center
 100 Pringle Avenue, Suite 500
 Walnut Creek, CA 94596
 Telephone: (925) 210-2800
 Facsimile: (925) 945-1975
 Email: cglynn@glynnfinley.com
afriedenberg@glynnfinley.com
 Attorneys for Defendant and Counter-Plaintiff
 ConocoPhillips Company

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

HOUTAN PETROLEUM, INC.)	Case No. 3:07-cv-5627
)	
Plaintiff,)	<u>DEFENDANT CONOCOPHILLIPS</u>
)	<u>COMPANY'S TRIAL WITNESS LIST</u>
vs.)	
)	Trial Date: August 18, 2008
CONOCOPHILLIPS COMPANY, a Texas)	Time: 10:00 a.m.
corporation and DOES 1 through 10,)	Courtroom: 1
Inclusive)	Before: Hon. Samuel Conti
)	
Defendants.)	

Pursuant to the Court's July 25, 2008 Order, Defendant and Counter-Plaintiff
 ConocoPhillips Company ("ConocoPhillips") submit this list of witnesses it may call at trial.

1. Jack Whalen – Mr. Whalen will testify regarding the franchise agreement
 at issue in this matter, ConocoPhillips' equipment and improvements including at the subject
 service station, ConocoPhillips' bona fide offer to sell its equipment and improvements at the
 subject station to Plaintiff, and issues related to ConocoPhillips' counterclaims including
 ConocoPhillips' damages thereon. ConocoPhillips estimates Mr. Whalen's testimony will take
 approximately 1.5 hours, including one hour of direct examination and one half-hour of cross
 examination.

///

///

1 2. Peter Morrison – Mr. Morrison will testify as a percipient witness
2 regarding ConocoPhillips' bona fide offer and the value of the equipment and improvements at
3 the subject service station. Mr. Morrison may also testify on these issues as an expert witness
4 pursuant to Federal Rule of Civil Procedure 26(a). ConocoPhillips anticipates that Mr.
5 Morrison's testimony will take approximately 1.5 hours, including one hour of direct
6 examination and one half-hour of cross examination.

7 3. Jeff M. Key – Mr. Key will testify as an expert witness pursuant to Federal
8 Rule of Civil Procedure 26(a) regarding ConocoPhillips' bona fide offer and the value of the
9 equipment and improvements at the subject service station. ConocoPhillips anticipates that Mr.
10 Key's testimony will take approximately 2 hours, including one and a half hours of direct
11 examination and one half-hour of cross examination.

12 4. Michael Li – Mr. Li is an Associate Planner with the City of Mountain
13 View, where the subject station is located. Mr. Li will testify regarding the property at issue in
14 this litigation, and Plaintiff's application for a conditional use permit for construction at the
15 station. ConocoPhillips anticipates that Mr. Li's testimony will take approximately one half-
16 hour.

17 5. Jason Chou – Mr. Chou is an employee of the Public Works Department
18 of the City of Mountain View, where the subject station is located. Mr. Chou will testify
19 regarding the property at issue in this litigation, and Plaintiff's application for a conditional use
20 permit for construction at the station. ConocoPhillips anticipates that Mr. Li's testimony will
21 take approximately one half-hour.

22 6. Ed Bozorhaddad, a/k/a Ed Hadad, a/k/a Ed Haddad – ConocoPhillips may
23 call Mr. Bozorhaddad as an adverse witness to testify regarding ConocoPhillips' equipment and
24 improvements at the subject station, ConocoPhillips' bona fide offer to sell such property to
25 Plaintiff, and issues related to ConocoPhillips' counterclaims, including ConocoPhillips'

26 ///


27 ///

28 ///

1 damages thereon. ConocoPhillips anticipates that Mr. Bozorghadad's testimony will take
2 approximately one hour, exclusive of any time Plaintiff spends examining Mr. Bozorghadad.

3 Dated: August 8, 2008

4 GLYNN & FINLEY, LLP
5 CLEMENT L. GLYNN
6 ADAM FRIEDENBERG
7 100 Pringle Avenue, Suite 500
8 Walnut Creek, CA 94596

9 By: 
10 Attorneys for Defendant and Counter-
11 Plaintiff ConocoPhillips Company
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28